

AO 88 (Rev. 02/14) Subpoena to Appear and Testify at a Hearing or Trial in a Civil Action (page 2)

Civil Action No. 1:20-cv-00036-HYJ

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

I received this subpoena for *(name of individual and title, if any)* _____

on *(date)* _____.

☒ I served the subpoena by delivering a copy to the named person as follows: via email to Heather C. Staeven
legal counsel to Spectrum Health on behalf of Dr. Jason Frost. Please see
acceptance of service by Ms. Staevan attached. on *(date)* October 21, 2022 ; or

☐ I returned the subpoena unexecuted because: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ See Additional information below.

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: October 27, 2022



Server's signature

Jennifer G. Damico

Printed name and title

29000 Inkster Rd., Ste. 150, Southfield, MI 48034

Server's address

Additional information regarding attempted service, etc.:

Counsel for Plaintiff will provide a check to the witness once the the mileage is provided by legal counsel.

From: [Staeven, Heather C.](#)
To: [Jennifer Damico](#)
Cc: [Susan Kania](#)
Subject: RE: Request for Assistance in Serving Trial Subpoenas (Witness Only) on Spectrum Physicians
Date: Friday, October 21, 2022 10:35:53 AM
Attachments: [image003.png](#)
[image004.png](#)

Thank you.

Heather C. Staeven, JD
(She/her/hers)
Manager, Claims and Litigation

Legal Department, MC 050
444 Michigan Street NE
Grand Rapids, MI 49503

p. 616.486.1443
p. 616.391.0027 (assistant)
c. 616.862.3714
e. heather.staeven@spectrumhealth.org



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From: Jennifer Damico <jennifer@buckfirelaw.com>
Sent: Friday, October 21, 2022 10:14 AM
To: Staeven, Heather C. <Heather.Staeven@spectrumhealth.org>
Cc: Susan Kania <SKania@buckfirelaw.com>
Subject: RE: Request for Assistance in Serving Trial Subpoenas (Witness Only) on Spectrum Physicians

Heather,

Thank you for your response. This email will confirm that you have accepted service on behalf of Dr. Jason Frost. At this time, I am not sure if I will need him at trial. I will reach out to ECS now and see if the legal department will accept service on behalf of Drs. Mervau and Chapin. As soon as I hear back from ECS, I will let you now if Dr. Frost's appearance at trial is required.

Sincerely,

Jennifer

Jennifer G. Damico | Attorney at Law
29000 Inkster Road, Suite 150 | Southfield, MI 48034
Office (248) 569-4646 | Direct (248) 234-9828 | Fax (248) 281-1886
jennifer@buckfirelaw.com | buckfirelaw.com

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From: Staeven, Heather C. <Heather.Staeven@spectrumhealth.org>
Sent: Friday, October 21, 2022 9:43 AM
To: Jennifer Damico <jennifer@buckfirelaw.com>
Subject: RE: Request for Assistance in Serving Trial Subpoenas (Witness Only) on Spectrum Physicians

Ms. Damico,

Your email below was forwarded to me. Unfortunately, we cannot accept the Subpoenas for Drs. Zak, Mervau or Chapin. I do not see that Dr. Zak is a current employed provider with Spectrum Health. Dr. Mervau and Dr. Chapin are employed with Emergency Care Specialists (ECS). I highly recommend that you reach out to ECS at ecsadminsupport@ecs-wmi.com. They will be able to assist you in getting the Subpoenas to the physicians.

I can accept the Subpoena for Dr. Frost. Please advise whether or not you need him. From your letter, I understand that you prefer Dr. Mervau and/or Dr. Chapin.

For the future, if you have a Subpoena for an employed provider, you may send it to me via email at legal@spectrumhealth.org. If you have any questions or concerns, please do not hesitate to contact me.

Heahter

Heather C. Staeven, JD
(She/her/hers)
Manager, Claims and Litigation

Legal Department, MC 050
444 Michigan Street NE
Grand Rapids, MI 49503

p. 616.486.1443
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From: Leonard, David M. <David.Leonard@corewellhealth.org>
Sent: Friday, October 21, 2022 9:10 AM
To: Staeven, Heather C. <Heather.Staeven@spectrumhealth.org>
Subject: Fwd: Request for Assistance in Serving Trial Subpoenas (Witness Only) on Spectrum Physicians

Here they are!

David M. Leonard
(he/him/his)
Chief Legal Officer

[616.889.8050](tel:616.889.8050) Cell
[616.391.1245](tel:616.391.1245) Assistant
corewellhealth.org

[100 Michigan Street NE | MC 060](#)
[Grand Rapids, MI 49503](#)

*My working hours may not be your working hours. Please respond during **your** working hours.*

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From: Jennifer Damico <jennifer@buckfirelaw.com>
Sent: Friday, October 21, 2022 9:02:23 AM

To: Leonard, David M. <David.leonard@spectrumhealth.org>

Cc: Susan Kania <SKania@buckfirelaw.com>

Subject: Request for Assistance in Serving Trial Subpoenas (Witness Only) on Spectrum Physicians

Dear Mr. Leonard,

I left you a message yesterday regarding my request for assistance in serving the attached trial subpoenas on four (4) Spectrum Health (Grand Rapids) physicians. I have also attached a letter explaining the nature of the lawsuit and the involvement of the Spectrum physicians who are not involved in the litigation. I do not want a process server to bother these physicians either at work or at their homes in order to effectuate service. I would appreciate any assistance you could provide in connecting me to the person at Spectrum Health, either in risk management or the legal department, who handles subpoenas and coordinating trial testimony.

Please feel free to contact me at (248) 842-0807.

Sincerely,

Jennifer Damico

Jennifer G. Damico | Attorney at Law

29000 Inkster Road, Suite 150 | Southfield, MI 48034

Office (248) 569-4646 | Direct (248) 234-9828 | Fax (248) 281-1886

jennifer@buckfirelaw.com | buckfirelaw.com

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